

REMARKS

In the Office Action, claims 1, 2, 8, 9, 16, and 20-28 were rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent 4,959,855 to Daudelin ("Daudelin"). In addition, claims 4-7, 11-15, and 17-19 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Daudelin in view of U.S. Patent 5,943,409 to Malik ("Malik"). Claims 3 and 10 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Daudelin in view of U.S. Patent 5,898,917 to Batni et al. ("Batni"). Applicants traverse the rejections as follows.

Applicants have herein amended claim 1 to clarify that the intelligent resource server is for automatically recognizing a predetermined keyword spoken by the telecommunications user in response to the audible message "*by digitizing the telecommunications user's response and comparing the digitized response to a set of coded waveforms corresponding to predetermined keywords.*" Applicants submit that claim 1, as amended, is not anticipated by Daudelin because Daudelin does not disclose, among other things, this feature of claim 1.

Daudelin is directed to a directory assistance system, wherein the directory assistance system provides a calling party with the option of connecting to a desired called party after the calling party receives directory listing information concerning the called party. *See Daudelin, col. 1, ll. 49-55.* Although the directory assistance system described in the Daudelin reference utilizes voice processing units to prompt the calling party and to detect the calling party's response to such prompts, nowhere does the Daudelin reference disclose digitizing the telecommunications user's response and comparing the digitized response to a set of coded waveforms corresponding to predetermined keywords, as recited in claim 1. Rather, Daudelin is silent with regard to the manner in which the calling party's response is detected.

Therefore, Applicants submit that amended claim 1 is not anticipated by Daudelin. In

addition, none of the other secondary references cited in the Office Action, namely, Malik and Batni, teach or suggest the above-features of claim 1. Therefore, Applicants submit that claim 1, as well as claims 2-7, depending there from, are nonobvious in view of the references cited in the Office Action. *See MPEP § 2142* (one of the elements of a *prima facie* case of obviousness is that “the prior art reference (or references when combined) must teach or suggest all the claim limitations”).

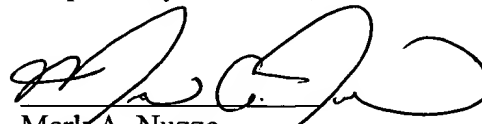
Independent claims 8, 16, 20 and 24 have also been amended to contain language similar to amended claim 1. Therefore, for reasons analogous to those set forth previously with respect to claim 1, Applicants submit that independent claims 8, 16, 20 and 24, as well as their respective dependent claims, are neither anticipated nor obvious in view of the cited references.

Lastly, claims 1-28 were rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-23 of U.S. Patent 6,505,163. Applicants respectfully request that the double patenting rejection of claims 1-28 be held in abeyance until the claims of the instant application are determined to be allowable.

CONCLUSION

Applicants respectfully request issuance of a Notice of Allowance for the subject application. If the Examiner is of the opinion that the subject application is in condition for disposition other than allowance, the Examiner is respectfully requested to contact the undersigned at the telephone number listed below, in order that the Examiner's concerns may be expeditiously addressed.

Respectfully submitted,



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